

## **EXAMINER'S AMENDMENT**

### ***Terminal Disclaimer***

1. The terminal disclaimer filed on 11/03/09 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of US 7510477 has been reviewed and is accepted. The terminal disclaimer has been recorded.

### ***Allowable Subject Matter***

1. The following is an examiner's statement of reasons for allowance:  
Claims 65 and 68 are allowable over the prior art of Gouschy, as Gouschy uses the accelerometer as a light gun (thus it determines the location on the screen that the gun is pointing, and allows for the player to shoot in that direction), however the current invention claims tilting the control unit to allow the player look in that particular direction.
2. Applicant has filed a terminal disclaimer that overcomes any obviousness type double patenting over patent #7510477.
3. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to THOMAS H. HENRY whose telephone

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number is (571)270-3905. The examiner can normally be reached on M-F 9 AM - 4 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dmitry Suhol can be reached on 571-272-4430. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Dmitry Suhol/  
Supervisory Patent Examiner, Art Unit 3714

Thomas H Henry  
Examiner  
Art Unit 3714